

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	: 10/792,061	Confirmation No.	4209
Applicant	: Scott D'Avanzo		
Filed	: March 2, 2004		
Title	: GAMING MACHINE AND METHOD OF PLAY		
TC/A.U.	: 3711		
Examiner	: Eric Thomas		
Docket No.	: 087635.000017		
Customer No.	: 29747		

Mail Stop APPEAL BRIEFS-PATENTS
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

AMENDED APPEAL BRIEF COVER

Commissioner:

In response to the Notification of Non-Compliant Appeal Brief dated July 14, 2008, attached is replacement page 5 of the Appeal Brief correcting the Status of Claims to include a statement of the status of all claims.

Greenberg Traurig
3773 Howard Hughes Pkwy.
Suite 500 North
Las Vegas, Nevada 89109

Telephone : 702-792-3773
Facsimile : 702 792-9002

Respectfully submitted,

By: 

Rob L. Phillips
Registration No. 40,305

Date: July 28, 2008

Status of Claims:

Claims 1-6 and 26-30 are pending. Claims 7-25 and 31-48 have been cancelled. Each of the pending claims have been rejected by the Examiner in an Office action dated October 16, 2007 from which the appellant initiates this appeal.

Appellant is appealing the rejection of pending claims 1-6 and 26-30.